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CENTRAL FAX CENTER****APR 27 2007****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

First Named Applicant: Willer)	Art Unit: 3661
)	
Application No.: 10/648,587)	Examiner: Broadhead
)	
Filed: August 26, 2003)	50T5549.01
)	
For: COMMON ELECTRONICS ARCHITECTURE FOR)	April 27, 2007
VEHICLE MIRROR DISPLAY)	750 B STREET, Suite 3120
)	San Diego, CA 92101
)	


Response to Board Decision

Appellant gratefully notes the favorable decision of the Board. Appellant would like to point out that under 37 C.F.R. §1.198, absent extraordinary circumstances prosecution on the merits is now closed:

"When a decision by the Board of Patent Appeals and Interferences on appeal has become final for judicial review, prosecution of the proceeding before the primary examiner will not be reopened or reconsidered by the primary examiner except under the provisions of §1.114 [Applicant files an RCE] or §41.50 [Board remands or issues its own rejection] of this title without the written authority of the Director, and then only for the consideration of matters not already adjudicated, sufficient cause being shown."

Appellant also notes that the "good cause" contemplated by Rule 198 cannot be bootstrapped from a new search. Specifically, under MPEP §1214.04 ("Examiner Reversed"), "the examiner should never regard a reversal as a challenge to make a new search to uncover other and better references." Only when the examiner has *specific knowledge* of the existence of a particular reference or references which indicate nonpatentability independent of a new search may he or she submit the matter to the Technology Center Director for authorization to reopen prosecution, *id.*

Respectfully submitted,



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